IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO. 5389 OF 2005
IN

FIRST APPEAL NO. 1413 OF 2004

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mohan Bir Singh for the applicnt.
Mr. A.B. Shinde for the respondent.

CORAM : ANOOP V. MOHTA, J.

DATE : 14.12.2005

. Considering the averments made, as appellant -original defendant No.3 has already deposited the amount, as directed by this Court, as a condition of a stay of

money decree, the original plaintiff therefore, by this application praying to withdraw the said amount of Rs. 5,18,6386. Considering the controversy, the present application is allowed in

terms of prayer clause (a) on a condition of furnishing Bank Guarantee or such other security to the satisfaction of the trial court. In view of this, civil application is disposed of.

(ANOOP V.MOHTA,J.]